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February 6, 2006

Submitted VIA Electronic
Comment Filing System

The Honorable Marlene H. Dortch
Secretary
Federal Communications Commission
445 12th Street, S.W.
Washington, DC 20554

Re: **Certification of CPNI Filing (February 6, 2006)**
EB-06-TC-060
EB Docket No. 06-36

Dear Secretary Dortch:

On behalf of Digital Agent, LLC, transmitted herewith in accordance with the Commission's Public Notice, DA 06-223, dated January 30, 2006, is a conformed copy of Digital Agent's CPNI compliance certification and accompanying statement for the calendar year 2005. Digital Agent has retained the original certification in its files, and this office has retained an electronic copy of the executed certification.

Should any questions arise with respect to this matter, please communicate directly with the undersigned.

Very truly yours,

/s/ Charles V. Gerkin, Jr.
Charles V. Gerkin, Jr.

CVG/nb

Enclosure

FRIEND, HUDAK & HARRIS, LLP
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The Honorable Marlene H. Dortch
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cc (VIA email):

Mr. Jason K. Rice
Mr. Byron McCoy
Best Copy and Printing, Inc.

CPNI Certification

As an officer of Digital Agent, LLC ("Digital Agent"), I hereby certify pursuant to 47 CFR § 64.2009(e) that I have personal knowledge that Digital Agent has adopted and complies with the "Digital Agent CPNI Procedures" set forth on the following page and that such operating procedures are adequate to ensure Digital Agent's compliance with the Federal Communications Commission's CPNI rules set forth in 47 CFR §§ 64.2001 through 64.2009.

This certification applies to the 2005 calendar year.

/s/ Jason K. Rice

Name: Jason K. Rice

Title: Vice President Operations

Date: February 6, 2006



Digital Agent CPNI Procedures

Digital Agent, LLC (“Digital Agent”) has adopted and complies with the following operating procedures to protect the confidentiality of (1) information that relates to the quantity, technical configuration, type, destination, location, or amount of use of the telecommunications services to which its customers subscribe and (2) information contained in bills pertaining to telecommunications services that it provides to its customers (collectively, “Customer Proprietary Network Information” or “CPNI”) and to ensure that Digital Agent complies with the Federal Communications Commission’s CPNI rules:

- Digital Agent stores all CPNI on a secure computer network that is not accessible from the Internet and is located in a physically secured environment.
- Digital Agent requires all employees, vendors and contractors who have any access to CPNI to execute confidentiality and non-disclosure agreements that prohibit them from disclosing CPNI to third parties or using CPNI for marketing purposes except in strict conformity to these policies.
- Digital Agent does not use any third party agents for marketing and does not disclose any CPNI to any third party for any marketing purpose.
- Digital Agent uses CPNI without customer consent as necessary in order (1) to provide the telecommunications service from which such information is derived, (2) to initiate, render, bill, and collect for such telecommunications services, and (3) to protect the rights or property of Digital Agent, or to protect users of Digital Agent’s services and other carriers from fraudulent, abusive, or unlawful use of, or subscription to, such services.
- Except as provided in the immediately preceding paragraph, Digital Agent does not release any CPNI to third parties for any purpose except in response to legal process.
- Digital Agent does not release any customer’s CPNI to that customer except after positive confirmation of the customer’s identity.
- Digital Agent does not use any CPNI without customer consent to market products or services other than (1) the specific categories of telecommunications services that Digital Agent provides at the time of such use to the customer whose CPNI is used for such purpose and (2) services formerly known as adjunct-to-basic, such as, but not limited to, speed dialing, computer-provided directory assistance, call monitoring, call tracing, call blocking, call return, repeat dialing, call tracking, call waiting, caller I.D., call forwarding, and centrex features.
- Digital Agent may use CPNI only with customer consent (either “opt-in” or “opt-out”) to market (1) telecommunications services that Digital Agent does not provide at the time of such use to the customer whose CPNI is used for such purpose and (2) other communications-related services.



- Approval or disapproval for Digital Agent to use, disclose, or permit access to a customer's CPNI remains in effect until the customer revokes or limits such approval or disapproval. Digital Agent maintains records of approval for at least one (1) year.
- Digital Agent solicits customer consent to the use or disclosure of CPNI only in conjunction with notification to the customer of the customer's right to restrict use of, disclosure of, and access to that customer's CPNI that provides sufficient information to enable the customer to make an informed decision as to whether to permit Digital Agent to use, disclose, or permit access to the customer's CPNI. Digital Agent maintains records of such notification for at least one (1) year,
- All Digital Agent sales and marketing campaigns that use CPNI, including all "outbound marketing campaigns," require advance supervisory approval. Evidence of this approval, together with a record for each campaign that uses CPNI, is maintained for a minimum of one (1) year following completion of the campaign.
- Digital Agent provides periodic training to its employees concerning the importance of maintaining the confidentiality of its customers' CPNI and the required procedures for ensuring compliance with the CPNI rules.
- Digital Agent employees are subject to disciplinary action, including termination in appropriate cases, for violations of Digital Agent's CPNI confidentiality policy.
- Any use or release of any CPNI by any Digital Agent employee requires the approval of a supervisor who is knowledgeable concerning Digital Agent's CPNI policies and the requirements of the CPNI rules.

